

**TOWN BOARD REORGANIZATION MEETING
WEDNESDAY, JANUARY 11, 2012; 7:00 P.M.
NEW WINDSOR TOWN HALL
NEW WINDSOR, NEW YORK**

BOARD MEMBERS PRESENT: Supervisor Green, Councilwoman Mullarkey, Councilwoman Weyant, Councilwoman Biasotti, Councilman Lundstrom

OTHER OFFICIALS PRESENT: Comptroller Finnegan, Deputy Police Chief Hovey, Highway Superintendent Fayot, Town Attorney Blythe, Assessor Wiley

SALUTE TO FLAG

Supervisor Green called to order the Reorganization Meeting and presided over same.

#1 On Agenda: Motion - Adopt Rules Of Procedure And Set Town Board Meetings - 2012

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor adopt the Rules of Procedure for the year 2012 pursuant to Section 43 of the Town Law and pursuant to the copy hereto attached to the minutes, marked #1. Also that the Town Clerk be authorized to advertise regarding Town Board meeting dates, pursuant to the Freedom of Information Law, Public Officers Law, Article #7.

Roll Call: All Ayes

Motion Carried: 5-0

#2 On Agenda: Minutes

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve the minutes of the Town Board meeting held on December 7, 2011 as per the copies posted on the Town Clerk's bulletin board in the Town Hall, and same distributed to each of the Town Board members.

Roll Call: All Ayes

Motion Carried: 5-0

UNFINISHED BUSINESS

HIGHWAY DEPARTMENT

#3 On Agenda: Motion - Authorization To Purchase Small Tools And Equipment

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorize the Highway Superintendent to make necessary purchases of small tools and equipment not to exceed \$500.00 per purchase without prior Town Board approval, pursuant to Highway Law 1A.

Roll Call: All Ayes

Motion Carried: 5-0

#4 On Agenda: Receive And File Appointment Of Deputy Highway Superintendent - 2012

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk the appointment of **SUPERVISOR GEORGE A. GREEN** as Deputy Highway Superintendent for 2012.

WATER DEPARTMENT

#5 On Agenda: Motion - Adopt Resolution Of Intent To Bond - Independent Water Supply

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor intends to reimburse the Town's General or other funds for any and all expenditures made after the date hereof, in connection with the establishment of an independent supply of water for the Town in accordance with the resolution attached hereto.

Roll Call: All Ayes

Motion Carried: 5-0

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#6 On Agenda: Motion - Authorize Execution Of Agreement - Inter-Municipal Water Main Interconnect

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the Supervisor to execute the attached Agreement between the Town of New Windsor and McGoey, Hauser & Edsall, Consulting Engineers, P.C., for engineering services in connection with the construction of an inter-municipal water main interconnect, water booster pump station and meter chamber to facilitate transfer of water between Town of New Windsor and Town of Newburgh.

Roll Call: All Ayes

Motion Carried: 5-0

#7 On Agenda: Motion - Authorize Preparation Of Maps, Plans And Reports For Environmental Facilities Corporation Loan

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorize the Town Engineer to prepare Maps, Plans and Reports (water and sewer) in support of application for zero interest Environmental Facilities Corporation Loan; engineering costs not to exceed \$5,000.00.

Roll Call: All Ayes

Motion Carried: 5-0

#8 On Agenda: Receive And File Maps, Plans And Reports For Water And Sewer Environmental Facilities Corporation Loan

Hearing no objection, the Town Board of the Town of New Windsor receive and file Maps, Plans and Reports (water and sewer) as prepared by Town Engineer, dated 3 January, 2012, in support of application for zero interest Environmental Facilities Corporation Loan.

#9 On Agenda: Motion - Adopt Negative Declaration - Environmental Facilities Corporation

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor hereby declares the application for and acceptance of a \$1 million Environmental Facilities Corporation bridge loan to be a Type II action and declares a negative declaration regarding same.

Roll Call: All Ayes

Motion Carried: 5-0

#10 On Agenda: Motion - Adopt Order Calling Public Hearing - Joint Increase And Improvement - Water And Sewer Districts

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor adopt an Order Calling Public Hearing to be held on February 1, 2012, at 555 Union Avenue, New Windsor, New York at 7:00 o'clock p.m. to consider joint increase and improvement of facilities of the water and sewer districts, in accordance with the resolution attached hereto.

Roll Call: All Ayes

Motion Carried: 5-0

SANITATION DEPARTMENT

#11 On Agenda: Motion - Appoint Supervisor Of Refuse/Garbage And Set Salary

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve the appointment of **ANTHONY E. FAYO** as Supervisor of Refuse and Garbage and set salary at \$20,867.00 for the year 2012.

Roll Call: All Ayes

Motion Carried: 5-0

GENERAL

#12 On Agenda: Receive And File Appointment - Deputy Town Clerks

Hearing no objections, the Town Board of the Town of New Windsor receive and file the appointment of the Deputy Town Clerks for 2012 as submitted by the Town Clerk:

1st Deputy Town Clerk (Full Time)	Cheryl L. Canfield
2nd Deputy Town Clerk (Part Time)	Eleanor Spreer
3rd Deputy Town Clerk (Part Time)	Nancy Wilkins

#13 On Agenda: Receive And File Appointment - Deputy Receiver of Taxes

Hearing no objections, the Town Board of the Town of New Windsor receive and file the Receiver of Taxes' appointment of **KATHLEEN LUCCHESI** as Deputy Receiver of Taxes for 2012.

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#14 On Agenda: Motion - Appoint And Set Salary - Registrar Of Vital Statistics

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor appoint **TOWN CLERK DEBORAH GREEN** as Registrar of Vital Statistics and set the salary at \$3,380.00 as budgeted for 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#15 On Agenda: Motion - Appointment Of FOIL Officer

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor appoint **TOWN CLERK DEBORAH GREEN** as FOIL Officer to handle all FOIL (Freedom of Information Law) requests for 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#16 On Agenda: Motion - Appointment Of FOIL Appeals Officer

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor appoint **TOWN ATTORNEY MICHAEL BLYTHE** as FOIL Appeals Officer for the year 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#17 On Agenda: Motion - Appointment Of Civil Defense Director

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve the appointment of **MICHAEL BIASOTTI** as Civil Defense Director for the year 2012.

Roll Call: All Aye

Motion Carried: 5-0

#18 On Agenda: Motion - Retain Services - Accounting Firm - Nugent & Haeussler, P. C.

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor approve the retention of the accounting firm of **NUGENT & HAEUSSLER, P. C.**, 101 Bracken Road, Montgomery, New York, to conduct the annual audit for the Town of New Windsor and authorize the Town Comptroller to make the necessary arrangements as budgeted.

Roll Call: All Ayes

Motion Carried: 5-0

#19 On Agenda: Motion - Appoint Attorney For Planning Board

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor reappoint **DRAKE, LOEB, HELLER, KENNEDY, GOGERTY, GABA & RODD, PLLC**, 555 Hudson Valley Avenue, New Windsor, New York, attorneys for the Town of New Windsor Planning Board for the year 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#20 On Agenda: Motion - Set Salary For Deputy Supervisor

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor set the salary for the Deputy Supervisor at \$2,500.00 annually as budgeted for 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#21 On Agenda: Motion - Appoint Town Historian

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor appoint **GLENN MARSHALL** as Town Historian for 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#22 On Agenda: Motion - Set Mileage Rate For Town Officials

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor set the mileage rate for Town officials and employees in accordance with the Internal Revenue Service allowance.

Roll Call: All Ayes

Motion Carried: 5-0

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#23 On Agenda: Motion - Designate Official Town Depositories

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor designate the following banks as the official Town depositories:

Bank of America	New Windsor
JP Morgan Chase Bank	New Windsor
Citizens Bank	New Windsor
HSBC Bank	New Windsor
Key Bank	New Windsor
Manufacturers & Traders Trust Company	New Windsor
Orange County Trust Company	New Windsor

Roll Call: All Ayes

Motion Carried: 5-0

#24 On Agenda: Motion - Authorize Payment Of Dues - New York State Association Of Towns

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor authorize the payment of \$1,650.00 for the annual Town membership dues to the New York State Association of Towns. Same to be paid from Special Items Account #A1920.4 as budgeted for 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#25 On Agenda: Motion - Appoint To Planning Board

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor appoint **DANIEL GALLAGHER**, 25 Ona Lane, New Windsor, New York to the New Windsor Planning Board. Term shall begin immediately and expire December 31, 2016.

Roll Call: All Ayes

Motion Carried: 5-0

#26 On Agenda: Motion - Appoint to Zoning Board of Appeals

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor appoint **FRANCIS BEDETTI JR.**, New Windsor, New York to the New Windsor Zoning Board of Appeals. Term shall begin immediately and expire December 31, 2016.

Roll Call: All Ayes

Motion Carried: 5-0

#27 On Agenda: Motion - Set Salary - Assessment Board Of Review Chairman

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor set the salary for the Chairman of the Assessment Board of Review at \$70.00 per meeting for 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#28 On Agenda: Motion - Set Salary - Assessment Board Of Review Members

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor set the salary for the members of the Assessment Board of Review at \$35.00 per meeting, per member, for 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#29 On Agenda: Motion - Set Salary - Planning Board Chairman

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor set the salary for the Chairman of the Planning Board at \$105.00 per meeting attended for the year 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#30 On Agenda: Motion - Set Salary - Planning Board Members

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor set the salary for the members of the Planning Board at \$70.00 each, per meeting attended for the year 2012.

Roll Call: All Ayes

Motion Carried: 5-0

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#31 On Agenda: Motion - Set Salary - Zoning Board Of Appeals Chairman

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor set the salary for the Chairman of the Zoning Board of Appeals at \$105.00 per meeting attended for the year 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#32 On Agenda: Motion - Set Salary - Zoning Board Of Appeals Members

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor set the salary for the members of the Zoning Board of Appeals at \$70.00 each, per meeting attended for the year 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#33 On Agenda: Motion - Appointment Of Court Officers

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor approve the appointments of **DOMINICK LUCERA, ANTHONY D'ANGELO, THOMAS JAGICH, LUIS MERCADO, VICTOR ALICEA** and **MICHAEL SWANKIE** to serve as Court Officers for the two Justice Courts for 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#34 On Agenda: Motion - Approve Clerical Help - Town Board Meetings And Set Salary

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor approve clerical assistance at Town Board meetings and set the salary at \$60.00 per meeting attended and that said salary shall be paid from General Fund, Town Hall Expense.

Roll Call: All Ayes

Motion Carried: 5-0

#35 On Agenda: Motion - Appointment Of Night Court Clerks

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor approve the appointment of **STEPHANIE HEFT, PATRICIA TARSIO** and **CAROLINA RINCON** as Night Court Clerks for the two Justice Courts and set salary at \$60.00 each, per court night.

Roll Call: All Ayes

Motion Carried: 5-0

#36 On Agenda: Motion - Set Stipend For Deputies

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor set the stipend for 1st Deputy Town Clerk, Deputy Receiver of Taxes and Deputy Comptroller at \$175.00 per month, for 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#37 On Agenda: Appoint To Records Advisory Board

I, George A. Green, Town Supervisor of the Town of New Windsor, do hereby appoint to serve on the Records Advisory Board:

Glenn T. Marshall, Town Historian
Cheryl L. Canfield, Deputy Town Clerk

#38 On Agenda: Motion - Sign And Countersign Town Checks

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorizes the **TOWN SUPERVISOR GEORGE A. GREEN** to sign all checks and **COMPTROLLER JOHN FINNEGAN** to countersign same and permit said Supervisor and Comptroller to use a facsimile signature when necessary.

Roll Call: All Ayes

Motion Carried: 5-0

#39 On Agenda: Motion - Open Time Deposit Accounts

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor authorizes the Town Supervisor and Town Comptroller to open Time Deposit Accounts and Day of Withdrawals with the Town's official depositories for the purpose of investing idle funds.

Roll Call: All Ayes

Motion Carried: 5-0

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#40 On Agenda: Motion - Name Official Newspaper

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor name **THE SENTINEL** as the official Town newspaper for the year 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#41 On Agenda: Motion - Name Official Radio Station

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor name **WGNV** as the official radio station for 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#42 On Agenda: Motion - Adopt Benefits For Full Time Employees Not Covered By Labor/Management Contract

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adopt the following Resolution regarding employee benefits for eight (8) Town of New Windsor employees not covered by labor/ management agreements or individual employment contracts.

BE IT RESOLVED that the same benefits set forth in the current CSEA contract shall apply in full to the following employees:

Supervisor's Secretary
Deputy Town Clerk
Comptroller's Clerk
Secretary/Paralegal to Town Attorney

Clerk to Supervisor
Police Chief's Secretary
Deputy Receiver of Taxes
Deputy Comptroller

AND BE IT FURTHER RESOLVED that this resolution supersedes all previous resolutions including but not limited to the resolutions dated January 5, 1972; February 1, 1978; and June 21, 1978.

Roll Call: All Ayes

Motion Carried: 5-0

#43 On Agenda: Appoint Liaison Officers/Deputy Supervisor

I, George A. Green, Town Supervisor of the Town of New Windsor hereby appoint the following Liaison Officers:

Ambulance
Highway Department
Justice Court
Planning/Zoning Boards
Police Department
Recreation Department
Senior Citizens
Sewer Department
Social Services
Water Department
Newburgh School District

Supervisor Green
Councilman Lundstrom
Councilwoman Weyant
Councilwoman Biasotti
Supervisor Green
Councilwoman Mullarkey
Councilwoman Biasotti
Councilman Lundstrom
Councilwoman Mullarkey
Councilwoman Weyant
Councilwoman Mullarkey

Pursuant to Section 42 of the Town Law of the State of New York, I appoint **PATRICIA Y. MULLARKEY** to the office of Deputy Supervisor, to serve from January 2012 through December 31, 2012.

#44 On Agenda: Motion - Appoint to Bureau of Fire Prevention

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor appoint the following members to the Bureau of Fire Prevention: **PAUL DECKER** and **FRANCIS BEDETTI III** to represent Vails Gate FD; and **THOMAS VANZANDT** to represent Quassaick Fire District. All terms begin immediately and expire December 31, 2015.

Roll Call: All Ayes

Motion Carried: 5-0

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**#45 On Agenda: Motion - Authorize Execution Of Agreement -
New Windsor Volunteer Ambulance Corps**

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Supervisor to execute the attached Agreement between the Town of New Windsor and New Windsor Volunteer Ambulance Corps, Inc., for the provision of ambulance services and pre-hospital emergency treatment. Said Agreement is effective from January 1, 2012 to December 31, 2012.

Roll Call: All Ayes

Motion Carried: 5-0

**#46 On Agenda: Motion - Authorize Execution Of Agreement With
Newburgh SPCA**

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the Supervisor to execute an Agreement between the Town of New Windsor and Newburgh S.P.C.A. to provide boarding of dogs secured by the Town of New Windsor Animal Control Officer, police officers or other lawful authority. Said Agreement is effective from January 1, 2012 to December 31, 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#47 On Agenda: Receive and File Agreement - Newburgh SPCA

Hearing no objection, the Town Board of the Town of New Windsor receive and file Agreement dated December 27, 2011, between Town of New Windsor and Newburgh S.P.C.A. for boarding of dogs secured by Town of New Windsor Animal Control Officer. Said Agreement is effective from January 1, 2012 to December 31, 2012.

**#48 On Agenda: Receive and File Appointment of Coordinator Of The
National Incident Management System (NIMS)**

Hearing no objection, the Town Board of the Town of New Windsor receive and file directive appointing Town Attorney Coordinator for all preparedness funding for the implementation of the National Incident Management System (NIMS).

**#49 On Agenda: Receive And File 2012 Drug and Alcohol Agreement with OMNI
Medical Care**

Hearing no objection, the Town Board of the Town of New Windsor receive and file fully executed Drug and Alcohol Testing Agreement with OMNI Medical Care for the year 2012.

#50 On Agenda: Motion - Authorize Signing Certificate Of Insurance

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the signing of the Certificate of Insurance, Public Employees Dishonesty Bond, for a period from December 24, 2011 to December 24, 2012, with reference to the Receiver of Taxes.

Roll Call: All Ayes

Motion Carried: 5-0

#51 On Agenda: Motion - Authorize Transfer of Funds

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the transfer of \$309,500 from Parkland Funds to the General Fund.

Roll Call: All Ayes

Motion Carried: 5-0

**#52 On Agenda: Receive and File Results Of Canvass of Ballots -
Annual Election - Quassaick Bridge Fire District**

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Certificate of Results of the canvass of ballots cast for Fire Commissioner at the annual election of the Quassaick Bridge Fire District held on December 13, 2011.

**#53 On Agenda: Receive and File Results Of Canvass of Ballots -
Annual Election - Salisbury Mills Fire District**

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Certificate of the results of the canvass of ballots cast for the Fire Commissioner at the annual election of the Salisbury Mills Fire District held on December 13, 2011.

TOWN BOARD REORGANIZATION MEETING
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**#54 On Agenda: Receive And File Results Of Canvass Of Ballots -
Annual Election -Vails Gate Fire District**

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk a Certificate of the results of the canvass of ballots cast for the Fire Commissioner at the annual election of the Vail Gate Fire District held on December 13, 2011.

**#55 On Agenda: Motion - Authorize Calling For Public Hearing -
Amend Chapter 240 of Town Code**

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor call a Public Hearing to be held on February 1, 2012, at 7:00 p.m., in Town Hall, 555 Union Avenue, New Windsor, New York, and authorize the Town Clerk to advertise for same pursuant to law regarding the proposed local law to amend Section 240-20 of the Town Code of the Town of New Windsor to include vacant lots and condominiums in the Schedule of Points.

Roll Call: All Ayes

Motion Carried: 5-0

#56 On Agenda: Motion - Appoint Town Attorney

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor adopt the following:

Whereas, on January 11, 2006, the Town Board of the Town of New Windsor appointed Michael D. Blythe as Attorney for the Town to represent the Town of New Windsor in legal matters and was subsequently appointed on July 5, 2006, as Town Attorney; and,

Whereas, pursuant to Town Law Section 24, "the town clerk, the town superintendent of highways, the receiver of taxes and assessments, the town engineer and the town attorney, whenever appointed, shall hold their respective offices until the first day of January next succeeding the first biennial town election held after the time of their appointment"; and,

Whereas, the Town Board of the Town of New Windsor wishes to re-appoint Michael D. Blythe, Town Attorney;

Now Therefore Be It Resolved, that **MICHAEL D. BLYTHE** be retained as Town Attorney for a term of office in accordance with the provisions of Town Law Section 24 and under the same terms and conditions outlined in Town Board Resolution dated July 5, 2006.

Roll Call: All Ayes

Motion Carried: 5-0

**#57 On Agenda: Motion - Amend Schedule of Standard Work Days For
Elected And Appointed Officials**

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor hereby amends the Motion adopted at the regular meeting of the Town Board on July 7, 2010 establishing standard work days for elected/appointed officials. The attached amended schedule hereby establishes the standard work days for elected and appointed officials and the Town Board hereby certifies receipt of records of work activities or that the Town maintains a record of actual time worked. The days worked shall be reported to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body or based on the records maintained by the Town as actual time worked.

Roll Call: All Ayes

Motion Carried: 5-0

**#58 On Agenda: Motion - Authorize Execution of Early Termination Purchase
Option for Master Equipment Purchase**

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the Supervisor to exercise the Early Termination Purchase Option under the Master Equipment Lease Purchase Agreement dated February 4, 2009 for the Mt. Airy Sports Complex field lighting including authorization to execute any and all documentation necessary to carry out said Option.

Roll Call: All Ayes

Motion Carried: 5-0

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#59 On Agenda: Motion - Approve Receipt Of Stop DWI Program Funds

Motion by Councilwoman Mullarkey, seconded by Councilwoman Weyant that the Town Board of the Town of New Windsor adopt the following:

Whereas, the County of Orange has funds to be distributed to local law enforcement agencies for the purpose of conducting enforcement activities related to the STOP DWI for the year 2012; and

Whereas, the Town of New Windsor does wish to participate in said program;

Now, Therefore Be It Resolved, that the Town Board of the Town of New Windsor approves the receipt of said funds on behalf of the Town of New Windsor Police Department from the County of Orange and authorizes the Chief of Police, or his designee, to execute all necessary contracts and documentation with regard to available funds.

Roll Call: All Ayes

Motion Carried: 5-0

#60 On Agenda: Motion - Adopt 2012 Standard Schedule Of Fees

Motion by Councilwoman Biasotti, seconded by Councilman Lundstrom that the Town Board of the Town of New Windsor adopt the Standard Schedule of Fees for 2012 in accordance with the attached fee schedule. In order to provide for a consolidated schedule of fees and to allow for annual review and modification of fees involving the administration of Town ordinances and regulations, the Town Board deems it in the public interest to establish the Standard Schedules of Fees for the Town of New Windsor for the year 2012.

The fees as adopted may be viewed in the Town Clerk's office during normal business hours.

Roll Call: All Ayes

Motion Carried: 5-0

#61 On Agenda: Motion - Authorize Execution of Agreement - FBC New Windsor

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor authorize the Supervisor to execute the attached Agreement between the Town of New Windsor and FBC New Windsor, for the lease of 2,000 square feet more or less at Stewart Gym. Said Agreement is effective from December 1, 2011 to November 30, 2012.

Roll Call: All Ayes

Motion Carried: 5-0

#62 On Agenda: Receive and File Solid Waste Processing Agreement - TBE Montgomery, LLC

Hearing no objection, the Town Board of the Town of New Windsor receive and file Agreement between Town of New Windsor and TBE-Montgomery, LLC, dated December 21, 2011 for solid waste processing and disposal.

#63 On Agenda: Receive And File Official Undertaking of Municipal Officers

Hearing no objections, the Town Board of the Town of New Windsor receive and file with the Town Clerk the Official Undertaking of Municipal Officers.

#64 On Agenda: Motion - Authorize Execution Of Agreement - PERMA Tail Claims

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor authorize the Supervisor to execute an Agreement between the Town of New Windsor and Public Employer Risk Management Association (PERMA) for third party administrative services (tail claims) arising from injuries occurring prior to January 1, 2008. Said Agreement is effective from January 1, 2012 to January 1, 2013.

Roll Call: All Ayes

Motion Carried: 5-0

#65 On Agenda: Receive And File Annual Reports - 2011

Hearing no objection, the Town Board of the Town of New Windsor receive and file the 2011 Annual Reports of the Building Department, Town Clerk and Recreation Department.

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#66 On Agenda: Officials Reports

The following reports were received, recorded and filed with the Town Clerk:

Building Department	Month of November 2011
Building Department	Month of December 2011
Fire Prevention	Month of November 2011
Justice Court - Noreen Calderin	Month of December 2011
Justice Court - Richard Thorpe	Month of December 2011
Police Department	Month of December 2011
Recreation Department	Month of December 2011
Tax Receiver Utility Report	Month of December 2011
Town Clerk	Month of December 2011

#67 On Agenda: Public Forum

Supervisor Green opened the public forum portion of the meeting by asking if any of the Board had any comments.

Kirk Williams asked what item #61 on the agenda referred to and the Supervisor said that it was for the lease of some space at the Stewart gym for a boot camp. He also asked about an ice warning sign which was posted on Riley Road and Highway Superintendent Fayó said the condition has been corrected.

Leo Braun said that there was an article in the paper about ninety million dollars to be given to the state for cleanup of Hurricane Irene and wanted to know if the town was going to receive any of that money. The Supervisor said that he has heard nothing about it and that money will probably be going to the state to cover some of their expenses incurred because of Hurricane Irene and it is up to them to disburse it, but he would check on it.

Barney Bedetti asked if item #5 on the agenda referred to the project on the river and the Supervisor said that yes it did refer to the water project because the bonding has to be gotten into place so there would be money available to pay for the infrastructure.

A resident from Butterhill asked for the latest update on the reconstruction of the land there.

The Supervisor: There really is no latest update, I got the profiles yesterday, as a matter of fact, I even brought them with me, I just got the profiles from the engineer, you know that's the start of the process.

The resident: There is a process?

Supervisor Green: Oh yes, there's a work order.

The resident: It's a long thing.

Supervisor Green: It's a long..., we still haven't seen from FEMA dime one for the sewer plant and that is ...

The resident: Last I heard FEMA wasn't involved in it.

Supervisor Green: In what?

The resident: In the financing of it, it's going to be the state.

Supervisor Green: That's a FEMA project, it's got to go through SEMO. The SEMO office has to do with the cleanup of the stream, the work order is a FEMA work order, what we call WPs, work projects, is a FEMA work project. This is just the start of it, the profiles. We had to have our engineers go out and actually do the profiles as part of that work order and profiles are pretty expensive. So where we are with FEMA, is there progress? We are moving along, with that particular project, it's going to be time consuming. I wish I could tell you there is an easy answer but there's not.

The resident: They are doing progress in other parts of the country, why is there not being...

Supervisor Green: You would have to address that to FEMA. I am as impatient about it as you are.

The resident: That is what we need you people to do.

Supervisor Green: We address that everyday, I met for three hours with them yesterday just on the sewer plant alone.

The resident: This needs to be done, has to be done.

Supervisor Green: We can't get them to move any faster than they will move. They have rules and they have regulations, the local people have people that they have to go back to, they have engineers that they have to go back to - this is a big project - the reconstruction of Butternut Drive and the bank by the Kopmans, it's a big, huge project.

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Mrs. Kopman: Speaking of the bank, there is about a ten foot section that's about ready to go, the next rain is going to take it and I understand your frustration because we're frustrated about the time element but just to let FEMA know that time is of the essence, the longer they wait the less there is going to be to work with.

Supervisor Green: I have been dealing with governments for forty four years. I have never seen the federal government consider time being of the essence.

Mrs. Kopman: The thing of it is there is not much to work, the depth is...

Supervisor Green: I was down there the other day and have seen it, with the leaves being off the trees, I came in the other way. I am going to be very truthful, I am not going to walk out on it. I carry a camera in my car and I carry binoculars in my car.

Mrs. Kopman: If you look at it closer up, you will see that the roof line is starting to torque. Now here's the problem, FEMA takes a long time, but once it hits the creek, it will be an environmental issue the likes of which this county has never seen. Now this is what I mean about time is of the essence, I know we have to go through the engineering, but we are talking about Mother Nature here and you know if we get some heavy snows on that bank, it's going to be gone. You as Supervisor and me as homeowner are left holding the bag here. I think some twenty or twenty five years ago some unscrupulous people made a quick buck and took off.

Supervisor Green: I can't answer to what boards did then.

Mrs. Kopman: The point being is we are left holding the bag but rather than looking back, I like to look forward and solve the problem, but the longer this takes, the nightmare doesn't stop it's not static, it's just continuous, and if there is any way...

One resident: The danger should be a priority.

Supervisor Green: All I can tell them is it's dangerous and it should be a priority.

A resident: Can't you get Chuck Schumer on it? He's on TV all the time.

Supervisor Green: How many times can I call his office and tell him it's a priority? We get regular correspondence from Nan Hayworth and I will call her office again.

Mr. Robledo: I just want to know something, I see that a few months ago they had a project down by the shack where you had your lawnmowers, I see that they spent a lot of money with all these engineers and contractors building some sort of dam there. Whatever they did, I see when it started raining it just seemed like whatever they did didn't work and more water started building up. Then they went back and put it back up the same way it was. Wasn't that a waste of money?

Supervisor Green: That was the water line that was ripped out during Hurricane Irene that fed everything on the other side of the creek. That waterline was torn out from underneath the creek and we had to put it back in. That's why there was a temporary dam across the creek so we could get the excavator on the other side.

Mr. Kopman: I live across the street from the condemned house at 345 Butternut which I happen to own with my wife. I have owned the building for twenty years and used to live there, this has revolved into a retirement program for Ja and myself and of course that program has been wiped out. Now, every time it rains, a little bit more of the bank goes and it gets closer and closer to the house. The Chinese call it 'death by a thousand cuts' and I am waiting for this thing to topple over the edge, I can't say when or what.

Personally I am really fed up with the situation and I'd like to see the darn thing go over the edge, call the papers in and let them take more pictures and maybe somebody might get some incentive to do something at that time, right now it's out of sight, out of mind.

Nobody wants to do a darn thing.

Supervisor Green: It's not out of our sight and out of our mind, Bob.

Mr. Kopman: I just want to make it public here at the meeting.

Supervisor Green: I will get this part of the meeting verbatim and I will send it out to both Chuck and Nan, you know I wish they could sit here. That's the problem with government, the people in control of public funds are the furthest away from the people, they don't have to sit here and address your frustration face to face. I will most certainly, including this comment, send it off to both of them.

A resident: They have to come here and see, they literally have to come here, they have done stuff like that. They come to sites to see the devastation.

Supervisor Green: Nan Hayworth has been here several times.

A resident: No, I mean Chuck Schumer needs to come here and see.

Supervisor Green: Chuck was here but he didn't come, he was out in the black dirt, he didn't come over here.

Mr. Kopman: You mention Nan and Chuck and personally I would like to give them the \$25 tour of the grand canyon, I will walk them to the edge and make sure they stand behind me so if they are afraid of falling, I'll be the one to go first. But when they come, they come in a caravan with a lot of picture taking and they don't really look at anything except a couple of maps as to what has happened and after the photo shoot is over, they're gone and that's the end of it. It's all a publicity shot, a publicity stunt. Quite honestly, we have needs. I

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think there are laws and rules and regulations about helping us when we get flooded out and our property gets destroyed and I don't see anything happening. It's all a big bluster and a photo shoot - that's all this is about.

A resident: The Town looks bad.

Mr. Kopman said Then they go away and it dies down and that's it.

Supervisor Green: I think you know my propensity for publicity. We have a couple members from the press here. I couldn't care less, I want to get the job done but your remarks are well taken and I don't necessarily disagree with you and I will most certainly send this off to them.

A resident: Has anyone discussed in detail what will be the ramifications if the house does go over the edge, I mean who is, where does the burden reside in terms of not only the environmental aspect, but I know, part of it is Town of New Windsor land, part of it is possibly county. Let's say it does go over the edge, who is assuming the burden for the cleanup of the wreckage?

Supervisor Green: I am going to have to say I am going to pass it off to FEMA for the costs. If it goes over the edge, it's going down stream, it's going to end up in our sewer plant.

The resident: But at that point, that exacerbates the problem because now the house is missing and more background is ruined, when do we get to the point where we say that...

Supervisor Green: My question exactly to FEMA. We need an answer

A resident: When is the town going to step up and do something?

Supervisor Green: What would you have us step up and do?

A resident: How much is it going to cost to take care of the problem?

Supervisor Green: It's going to cost millions.

A resident: How many?

Supervisor Green: How do I know?

A resident: First you said two then you said four.

Supervisor Green: We are waiting for engineering reports.

A resident: We pay taxes, there a lot of...you don't have money for it, you have nothing, zero?

Supervisor Green: No, we don't have money for this, do you think we have four million dollars or two million dollars just sitting around to build a wall?

A resident: Our taxes are sure high.

Hearing no one else wishing to speak, Supervisor entertained a motion to close the Public Forum.

Motion by Councilwoman Weyant, seconded by Councilwoman Mullarkey that the Town Board of the Town of New Windsor close the Public Forum portion of the meeting.

Roll Call: All Ayes

Motion Carried: 5-0

#68 On Agenda: Motion - Adjourn Meeting

Motion by Councilman Lundstrom, seconded by Councilwoman Biasotti that the Town Board of the Town of New Windsor adjourn the Town Board reorganization meeting at 7:50 P. M.

Roll Call: All Ayes

Motion Carried: 5-0

Respectfully submitted,

DEBORAH GREEN
TOWN CLERK

/clc